



1 Linden Avenue East  
Jersey City, NJ 07305  
United States

Telephone: 201 577-3158  
Facsimile: 201 333-4296  
[craig.cunningham@simsmm.com](mailto:craig.cunningham@simsmm.com)  
[www.simsmm.com](http://www.simsmm.com)

February 22, 2018

RECEIVED

MAR 08 2018

NY  
REGION 6-UTICA

RECEIVED  
NYSDEC

MAR 01 2018

Environmental Quality  
Region 6

**Certified Mail: 7017 0660 0000 4441 8491**

Yuan Zeng  
NYSDEC-Region 6  
317 Washington Street  
Watertown, NY 13601

Re: **2017 Vehicle Dismantling Facilities- Annual Report Form  
Simsmetal East, LLC – Frankfort  
167 West River Road  
Frankfort, NY 13340**

Dear Mr. Zeng:

Attached please find the 2017 Vehicle Dismantling Facilities Annual Report Form for the above referenced facility.

If you should have any questions, please feel free to contact me at the number above.

Sincerely,

**SIMS METAL MANAGEMENT**

Craig Cunningham  
SHECS Director, East Region

Attachment – 2017 Vehicle Dismantling Facilities Annual Report Form

## MANDATORY ANNUAL REPORT INCLUDING SELF-CERTIFICATION FOR VEHICLE DISMANTLING FACILITIES

(If you need assistance filling out this form please email [swmfannualreport@dec.ny.gov](mailto:swmfannualreport@dec.ny.gov) or call 518-402-8678.)

RECEIVED  
NYSDEC

**Submit the Annual Report no later than March 1, 2018**

This annual report is for the year of operation from January 01, 2017 to December 31, 2017

MAR 01 2018

### SECTION 1 – FACILITY INFORMATION

Environmental Quality  
Region 6

FACILITY INFORMATION			
<b>FACILITY NAME:</b> Sims Metal Management			
<b>FACILITY LOCATION ADDRESS:</b> 167 West River Road	<b>FACILITY CITY:</b> Frankfort	<b>STATE:</b> NY	<b>ZIP CODE:</b> 13340
<b>FACILITY TOWN:</b> Frankfort	<b>FACILITY COUNTY:</b> Herkimer	<b>FACILITY PHONE NUMBER:</b> 315 735-4451	
<b>FACILITY NYS PLANNING UNIT:</b> (A list of NYS Planning Units can be found at the end of this report). Oneida-Herkimer Solid Waste Authority			<b>NYSDEC REGION #:</b> 6
<b>NYS DEPARTMENT OF MOTOR VEHICLE REGISTRATION NUMBER:</b> 7111740	<b>REGISTRATION TYPE (Vehicle Dismantler, Mobile Crusher, etc.):</b> Vehicle Dismantler	<b>NYS DEC ACTIVITY CODE:</b> DIS	
<b>FACILITY CONTACT:</b> Ralph A. Giovinazzo	<input type="checkbox"/> public <input checked="" type="checkbox"/> private	<b>CONTACT PHONE NUMBER:</b> 315 735-4451	<b>CONTACT FAX NUMBER:</b> 315 733-8884
<b>CONTACT EMAIL ADDRESS:</b> ralph.a.giovinazzo@simsmm.com			
OWNER INFORMATION			
<b>OWNER NAME:</b> Simsmetal East, LLC	<b>OWNER PHONE NUMBER:</b> 201 577-3200	<b>OWNER FAX NUMBER:</b> 201 333-4296	
<b>OWNER ADDRESS:</b> One Linden Avenue East	<b>OWNER CITY:</b> Jersey City	<b>STATE:</b> NJ	<b>ZIP CODE:</b> 07305
<b>OWNER CONTACT:</b> Craig Cunningham	<b>OWNER CONTACT EMAIL ADDRESS:</b> craig.cunningham@simsmm.com		
OPERATOR INFORMATION			
<b>OPERATOR NAME:</b> <input checked="" type="checkbox"/> same as owner		<input type="checkbox"/> public <input checked="" type="checkbox"/> private	
PREFERENCES			
<b>Preferred address to receive correspondence:</b> <input checked="" type="checkbox"/> Facility location address <input type="checkbox"/> Owner address <input type="checkbox"/> Other (provide):			
<b>Preferred email address:</b> <input checked="" type="checkbox"/> Facility Contact <input type="checkbox"/> Owner Contact <input type="checkbox"/> Other (provide):			
<b>Preferred individual to receive correspondence:</b> <input checked="" type="checkbox"/> Facility Contact <input type="checkbox"/> Owner Contact <input type="checkbox"/> Other (provide):			

**Did you operate in 2016?**  Yes; Complete this form.

No; Complete and submit Sections 1 and 11.

## SECTION 2 - END-OF-LIFE VEHICLES (ELVs) PROCESSED

- Provide the number of ELVs received from January 1 to December 31: 32
- Provide the number of ELVs crushed and/or removed from the facility from January 1 to December 31: 22
- Provide the number of ELVs stored at the facility as of December 31: 32
- Provide the highest number of ELVs stored at the facility at any one time from January 1 to December 31: 32
- Provide the approximate area used for the storage of vehicles (acres): 8 acres
- Provide the names of scrap metal processors to which you sold or sent decommissioned ELVs:
  - 1) Egis Upsilanti Mi 48198
  - 2) \_\_\_\_\_
  - 3) \_\_\_\_\_

- If your facility has **received 25 or fewer ELVs** during the year **AND stored no more than 50 ELVs** at any one time check this box and complete only sections 3, 4, and 11.

If not, leave this box blank.

→ Please, write "Not Applicable" on sections that do not pertain to your facility.

- If your facility has **not processed or stored ANY ELVs** during the year, check this box and complete only section 9.

If not, leave this box blank

→ Please, write "Not Applicable" on sections that do not pertain to your facility.

**IF NEITHER OF THESE DESCRIPTIONS APPLIES TO YOUR FACILITY,  
COMPLETE THE ENTIRE FORM BELOW:**

### SECTION 3 - WASTE FLUIDS RECOVERED

Complete this table by reporting volumes of End-of-Life Vehicle (ELV) waste fluids managed at the facility during the reporting period. Qualitative responses (i.e. √'s or X's) are not acceptable. Report only fluids generated from dismantling operations (not general car repair, etc.)

Waste Fluid Recovered	Fluid Volume				Destination Name & Address  <i>(Indicate permitted facility or permitted Part 364 transporter accepting waste fluids.)</i>
	Used on-site (oil heater, etc.)	Stored on-site at year-end	Sold/ Recycled off-site	Disposed off-site*	
Refrigerant (pounds)	0	25	0	0	FW Web Company 15 Erie Blvd Albany, NY 12204
Used Oil** (gallons)	0	775	2325	0	Sheldon Oil Serv. PO Box 839 Nassau NY 12423
Diesel Fuel (gallons)	0	0	0	0	
Gasoline (gallons)	0	432	2835	0	Automotive Fluid Recycling LLC. 1530 Rivertrace Dr Fleming Island FL 32003 & Midwest Gas / Karmi Oil LLC 5652 Vessey Ct Dublin OH 43016
Engine Coolant/ Antifreeze (gallons)	0	100	420	0	Solvent & Petroleum 1405 Brewerton Rd Syracuse NY 13208
Window Washing Fluid (gallons)	0	0	0	0	
Other (specify)					

\* Any fluids disposed must undergo a hazardous waste determination and proper handling, storage and disposal if hazardous.

\*\* Includes Engine Oil, Transmission Fluid, Axle Fluids, Hydraulic Fluid, Power Steering Fluid, Brake Fluid, etc.

### SECTION 4 – SCRAP METAL

Complete this table by reporting the amount of metal received, stored and sent off site, by the facility, during the reporting period.

Material Types	Received (tons)	Stored On Site (tons)	Sent Off Site (tons)	Destination	
				NYS <u>Planning Unit</u> (or state if other than New York)	To Scrap Metal Processor
Ferrous Scrap Metal	12279GT	103.87GT	12175.13 GT	Sims MM Albany NY	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Aluminum Scrap Metal	270.48GT	0.26GT	270.22 GT	Empire Recycling Utica NY 13502	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Lead Weights	0.30GT	0	0.30GT	Sims MM Newark NJ 07105	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Non – Ferrous Scrap Metal	1069.81GT	17.48GT	1052.33 GT	Sims MM Newark NJ 07105	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Other (specify):					Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
					Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

### SECTION 5 – MERCURY SWITCHES COLLECTED

Provide the number of mercury-containing devices recovered. Including but not limited to hood & trunk lighting switches (H&TS) and antilock brake assemblies (ABS).

H&TS   22    
(Number)

ABS   0    
(Number)

Indicate permitted facility or permitted transporter accepting mercury containing devices:

Eqis Upsilanti Mi 48198

---



---



---

Note: Use additional 8.5" x 11" sheets as needed.

Reprinted (12/16)

## SECTION 6 - LEAD-ACID BATTERIES COLLECTED

Provide the number of lead-acid batteries recovered and their disposition.

Number of Lead-Acid Batteries collected from ELVs 463

Indicate permitted facility or permitted transporter accepting lead-acid batteries:

Revere Smelting & Refing

65 Ballard Rd

Middleton NY 10941

Any materials disposed must undergo a hazardous waste determination and proper handling, storage and disposal if hazardous.

## SECTION 7 – WASTE TIRES COLLECTED

Number of waste tires stored on-site: 0 as of December 31

Number of used tires available for sale on-site: 126 as of December 31

Number of used tires sold: 559 during operating year

Number of waste tires shipped off-site for recycling, disposal, other: 0 during operating year

Indicate name of facility(ies) accepting waste tires:

Hoosick Truck Tires

Route 7

Hoosick NY 12089

## SECTION 8 – PROBLEMS

Were any problems encountered during the reporting period (e.g., specific occurrences which have led to changes in facility procedures)?

Yes  No If yes, attach additional sheets identifying each problem and the methods for resolution of the problem.

## SECTION 9 – CHANGES

Were there any changes from approved reports, plans, specifications, and permit conditions?

Yes  No If yes, attach additional sheets identifying changes with a justification for each change.

## SECTION 10 – COMPLIANCE CERTIFICATION

**As of December 31, 2017:**

Waste Management Compliance Checklist	NA	Yes	No	Date of Return to Compliance
1. If your facility stores LESS THAN 1,000 tires, check NA. If your facility stores MORE THAN 1,000 tires, do you have a PART 360 permit for tire storage?	X			
2. Is a system in place to control vegetation and prevent it from encroaching onto fire access lanes or driveways?		X		
3. Have you recorded the date of receipt for all end-of-life vehicles received?		X		
4. Are the end-of-life vehicle records available on-site?		X		
5. Have all end-of-life vehicles been inspected, upon arrival, for leaking fluids and unauthorized wastes?		X		
6. Have all observed leaks been remedied or contained?		X		
7. Does your facility have a written Contingency Plan?		X		
8. Are facility personnel trained to implement the Contingency Plan?		X		
9. Does your Contingency Plan include actions to be taken in the event of the following?				
9a. Fire.		X		
9b. Spill or release of vehicle waste fluids.		X		
9c. Unauthorized material received at facility.		X		
10. Are spills of waste fluids, if any occur, reported to the NYSDEC Spills Hotline within two hours of detection?		X		
11. Are all vehicle residues prevented from migrating from or running off your property?		X		
12. Is dust controlled to prevent interference with facility operations or from leaving facility site?		X		
13. Are vectors (mosquitoes, rats, mice, etc.) controlled to prevent interference with facility operations?		X		
14. Are waste fluids kept from being discharged onto the ground or into surface waters?		X		
15. Is access to your facility controlled by: fences, gates, sign and/or natural barriers (not vehicles)?		X		
15a. Are the access controls working (i.e. controlling access)?		X		
16. Are fluids drained from end-of-life vehicles on a pad constructed of concrete or equivalent material?		X		
17. Are you doing the following with your concrete (or equivalent surface) pad that is used for vehicle dismantling, fluid draining, crushing, etc.?				
17a. Cleaning daily.		X		
17b. Cleaning spills as they occur.		X		
17c. Collecting and properly disposing of absorbent materials.		X		

Waste Management Compliance Checklist	NA	Yes	No	Date of Return to Compliance
18. Have the following wastes been drained, removed, deployed, collected and/or stored following best management practices, prior to vehicle crushing or shredding?				
18a. Fluids (including engine oil, transmission fluid, transaxle fluid, front and rear axle fluid, brake fluid, power steering fluid, coolant, and fuel).		X		
18b. Lead acid batteries.		X		
18c. Mercury switches or other mercury containing devices, if any.		X		
18d. Refrigerants, if any.		X		
18e. Air bags.			X*	
18f. PCB capacitors, if any.		X		
19. Are fluids stored separately & in containers that are compatible with their contents?		X		
20. Are fluids stored in closed containers?		X		
21. Are containers which contain waste fluids in good condition and not visibly leaking?		X		
22. Are containers clearly and legibly labeled to describe their contents?		X		
23. Are containers stored on a bermed pad constructed of concrete or equivalent material?		X		
24. Are lead-acid batteries stored upright and off the ground?		X		
25. Are lead-acid batteries covered to protect them from precipitation?		X		
26. Are all lead-acid batteries sent for recycling within one-year of receipt?		X		
27. Are <u>leaking</u> lead-acid batteries, if any are encountered, stored in leak-proof containers separated from intact batteries?		X		
27a. Are provisions in place to absorb any acid leakage?		X		
28. Are mercury switches and other mercury containing devices stored in appropriate, labeled containers and then sent for recycling?		X		
29. Are PCB capacitors, if any are encountered, removed and stored in appropriate, labeled containers for recycling or disposal?		X		
30. Is used oil stored in accordance with local building codes, local fire codes, and the NYS Uniform Fire Prevention & Building Code?		X		
31. If sent off-site, is used oil transported via a permitted hauler?		X		
32. If you do not burn used oil onsite check NA for 32a., 32b., 32c. If you do, then answer 32a., 32b., 32c:				
32a. Is used oil burned in a used oil space heating unit, with a maximum capacity of 0.5 million BTU's per hour or less?		X		
32b. Do on-site space heaters burn only used oil that is generated on-site or received from household do-it-yourself generators?		X		
32c. Are combustion gases from used oil space heaters vented to the outside ambient air?		X		

**\*AIR BAGS CANNOT SAFELY BE DEPLOYED OR REMOVED AT THIS TIME**



Waste Management Compliance Checklist	NA	Yes	No	Date of Return to Compliance
33. Is waste oil kept from being mixed with brake cleaner, carb cleaner, antifreeze, solvents, gasoline, or degreasers?		X		
34. Are sludges from sumps and oil/water separators stored in covered, closed and labeled containers?		X		
35. Are sludges properly recycled or disposed?		X		
36. Are used oil filters properly drained, crushed or dismantled?		X		
37. Are drained oil filters properly recycled or disposed?		X		
38. If your facility does not require an SPDES Multi-Sector General Permit (MSGP) for Stormwater Discharge, check NA for 38a, 38b, 38c. If your facility requires an SPDES MSGP answer 38a, 38b, 38c:		X		
38a. If required by the SPDES MSGP, has a Stormwater Pollution Prevention Plan been prepared for this facility?		X		
38b. Is the information provided in the facility's original Notice of Intent or Termination submission for the SPDES MSGP still accurate and up to date?		X		
38c. Has the facility's Annual Certification Report for the SPDES MSGP been submitted within the previous year?		X		
39. If your facility does not handles cleaning solvents, degreasers, battery acids or non-vehicle wastes write NA. If these materials are handled at your facility, what is the maximum amount of this material that your facility generates in any calendar month?	<p style="text-align: right;">N/A _____ pounds</p> <p style="text-align: right;">N/A _____ gallons</p>			

Do you have any other Environmental Conservation Law or regulatory violations?  
(Attach additional sheets as necessary.)

**NO**

---



---

COMMENTS? (Attach additional sheets if necessary)

---



---

**SECTION 11 - SIGNATURE AND DATE BY OWNER, OPERATOR, OR RESPONSIBLE REPRESENTATIVE**

Owner or Operator must sign, date and submit the completed form by email or mail to the appropriate Regional Office (See attachment for Regional Office email & mailing addresses and Solid Waste Contacts.)

The Owner, Operator, or Responsible Representative must also submit one copy by email, fax or mail to:

**New York State Department of Environmental Conservation  
Division of Materials Management  
Bureau of Permitting and Planning  
625 Broadway  
Albany, New York 12233-7260  
Fax 518-402-9041  
Email address: SWMFannualreport@dec.ny.gov**

I hereby affirm under penalty of perjury that information provided on this form and attached statements and exhibits was prepared by me or under my supervision and direction and is true to the best of my knowledge and belief, and that I have the authority to sign this report form pursuant to 6 NYCRR Part 360. I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

  
Signature

2-21-18  
Date

Ralph A Giovinazzo  
Name (Print or Type)

Plant Manager  
Title (Print or Type)

Ralph.A.Giovinazzo@simsmm.com  
Email (Print or Type)

167 West River Road  
Address

Frankfort  
City

NY 13340  
State and Zip

(315) 735 4451  
Phone Number

ATTACHMENTS:  YES  NO